

**Before the
COPYRIGHT ROYALTY JUDGES
Washington, DC**



In the Matter of _____
Distribution of Cable Royalty Funds _____

Docket No. 14-CRB-0010-CD (2013)

Received

JUL 02 2015

Copyright Royalty Board

**JOINT PETITION TO PARTICIPATE
OF
NATIONAL PUBLIC RADIO, INC.**

In response to the Federal Register notice, dated June 5, 2015, 80 Fed. Reg. 32182 (the "Notice"), and on behalf the entities listed in Attachment A hereto attached and incorporated by reference herein, National Public Radio, Inc. ("NPR") hereby files this joint petition to participate in the above-captioned proceeding. The Notice announced, *inter alia*, the commencement of a proceeding to determine the distribution of the 2013 royalty funds deposited with the Copyright Office under the cable service statutory license. 80 Fed. Reg. at 32182; *see* 17 U.S.C. § 111.

NPR will participate in both Phase I and Phase II of the cable royalty distribution proceeding on behalf of itself and NPR Member licensees retransmitted by cable operators as distant signals during 2013 ("NPR Joint Claimants").¹ NPR has received a share of cable royalties on its behalf and on behalf of NPR Member licensees since the earliest proceedings for determining the distribution of cable royalty funds under the Section 111 compulsory license. 17 U.S.C. § 111; *see* 47 Fed. Reg. 9879 (1982). By virtue of this sustained receipt of cable royalty funds over several decades, the continued distant cable retransmission of NPR- and NPR Member-produced

¹ NPR has not filed a claim for satellite royalty funds for the 2013 claim year, and it is not petitioning to participate in the distribution of those funds.

non-music broadcast programming, and the distant cable retransmission of such programming during 2013 as described and illustrated in the joint cable royalty claims NPR timely filed on behalf of the NPR Joint Claimants, the NPR Joint Claimants have a "significant interest" in the distribution of the 2013 cable royalty funds.

Pursuant to Section 351.l(b)(2)(ii)(B) of the Copyright Royalty Board's rules, 37 C.F.R. § 351.l(b)(2)(ii)(B), and as required by the Notice, Attachment A lists the NPR Joint Claimants. The undersigned certifies, on information and belief, that, as of the date of submission of this joint petition, it has the authority and consent to represent NPR and NPR Member licensees, including the NPR Joint Claimants, with respect to this cable royalty distribution proceeding.²

Respectfully submitted,



Jonathan D. Hart
DC Bar No. 404828

Gregory A. Lewis
DC Bar No. 420907
NATIONAL PUBLIC RADIO, INC.
1111 North Capitol Street, NE
Washington, DC 20002
Telephone: (202) 513-2050
Fax: (202) 513-3021
glewis@npr.org

Date: July 2, 2015

² NPR respectfully reserves its right to modify the attached list in response to rulings of the Copyright Office or the Copyright Royalty Judges, the acquisition of additional evidence, or the filings of additional claimant parties.

ATTACHMENT A

**NPR Joint Petition to Participate
Claimant Exhibit
(2013 Cable Royalty Funds)**

Claimant	Claim Number	Claim Type
National Public Radio, Inc.	585	J
Vermont Public Radio	585	J
West Virginia Educational Broadcasting Authority	585	J
Minnesota Public Radio	585	J
Southern California Public Radio	585	J
Newark Public Radio, Inc.	585	J
Spokane Public Radio, Inc.	585	J
Community Radio for Northern Colorado	585	J
University of Southern California	585	J
Northern Community Radio, Inc.	585	J
Hawaii Public Radio	585	J
Board of Regents, University of Wisconsin System	585	J
San Diego State University Board of Regents	585	J
Pacific Lutheran University, Inc.	585	J
The Curators of the University of Missouri	585	J

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of July, 2015, a copy of the foregoing Joint Petition to Participate of National Public Radio, Inc. was sent by overnight delivery to the individuals listed below:

Gregory O. Olaniran
Lucy Holmes Plovnick
Mitchell Silberberg & Knupp LLP
1818 N Street NW, 8th Floor
Washington, DC 20036

Robert Alan Garrett
M. Sean Laane
Michael Kientzle
Arnold & Porter LLP
555 Twelfth Street, NW
Washington, DC 20004-1206

Ronald G. Dove, Jr.
Lindsey Tonsager
Dustin Cho
Covington & Burling LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956

John I. Stewart, Jr.
Jennifer H. Burdman
Ann Mace
Crowell & Moring LLP
1001 Pennsylvania Ave., NW
Washington, DC 20004-2595

Samuel Mosenkis
Jackson Wagener
ASCAP
One Lincoln Plaza
New York, NY 10023

Joseph J. DiMona
Broadcast Music, Inc.
7 World Trade Center
250 Greenwich Street
New York, NY 10007-0030

John C. Beiter
Shackelford, Zumwalt & Hayes
1014 16th Avenue South
Nashville, TN 37212

Michael J. Remington
Jeffrey J. Lopez
Drinker Biddle & Reath LLP
1500 K Street, NW – Suite 1100
Washington, DC 20005

L. Kendall Satterfield
Finkelstein Thompson LLP
1077 30th Street, NW
Washington, DC 20007

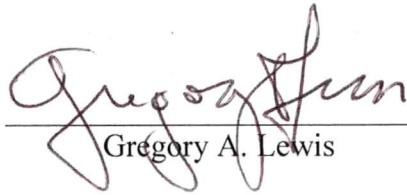
Arnold P. Lutzker
Lutzker & Lutzker LLP
1233 20th Street, NW, Suite 703
Washington, DC 20036

Clifford M. Harrington
Pillsbury Winthrop Shaw
Pittman LLP
1200 Seventeenth Street, NW
Washington, DC 20036-3006

George R. Grange, Esq.
Kenneth E. Liu, Esq.
Gammon & Grange, P.C.
8280 Greensboro Drive, 7th Floor
McLean, VA 22102

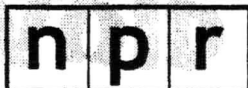
Edward S. Hammerman
Hammerman, PLLC
5335 Wisconsin Avenue, NW
Suite 440
Washington, DC 20015-2052

Brian D. Boydston
Pick & Boydston LLP
10786 Le Conte Avenue
Los Angeles, CA 90024



Gregory A. Lewis

TO VERIFY AUTHENTICITY, SEE REVERSE SIDE FOR DESCRIPTION OF THE 11 SECURITY FEATURES



NATIONAL PUBLIC RADIO
1111 NORTH CAPITOL STREET, NE
WASHINGTON, DC 20002
PH (202) 513-2901

SUNTRUST BANK
P.O. BOX 85024
RICHMOND, VA 23285-5024

65-270/550

DATE: 6/18/2015

CHECK NUMBER: 300199

PAY One hundred fifty and 00/100 Dollars Only *****
TO THE
ORDER
OF

Account:

AMOUNT:

\$150.00

VOID IF NOT NEGOTIATED WITHIN 180 DAYS

COPYRIGHT ROYALTY BOARD
LIBRARY OF CONGRESS, ROOM LM-401
JAMES MADISON BUILDING
101 INDEPENDENCE AVENUE, SE
WASHINGTON, DC 20559-6000

Deborah. Cawson

⑈ 300 199 ⑈ ⑆ 055002707⑆ 1000004901483 ⑈